

## **REMARKS**

This Amendment and Reply seeks to place this application in condition for allowance. Certain claims have been amended to more fully protect the invention. None of these amendments were motivated by patentability considerations in view of the prior art, including the art presented or cited during the prosecution of this application. No new matter has been added.

In addition, the objections and rejections set forth in the Office Action of February 11, 2005 (hereinafter the "Office Action") have been addressed. No new matter has been added. The objections and rejections are addressed below in detail, and in the order presented in the Office Action.

### **Amendments to the Drawings**

The Applicants present herewith drawing replacement sheets that incorporate, among other things, the correction requested by an Examiner. In short, Applicants have amended the drawings to more accurately correlate the number identifiers in the text of the Specification with the number identifiers in the Figures. No new matter has been added.

Notably, in accordance with Rule 1.121(d), the attached amended drawings include the requisite label "Replacement Sheet" in the header of each sheet.

Applicants respectfully request that these drawings be accepted.

### **Objection to the Specification**

A new Abstract of the Disclosure has been provided to address the Examiner's concern as expressed on page 3 of the Office Action. In particular, the Abstract of the Disclosure was objected to as being too long. As such, a new Abstract of the Disclosure is

submitted herewith. It is believed that the new Abstract of the Disclosure addresses the Examiner's concern. No new matter has been added.

#### **Amendments to the Specification**

The Specification has been amended to correct inadvertent typographical errors, improve grammar and/or clarity. Notably, certain portions of the Specification have been amended to more accurately reflect the number identifiers in certain Figures. No new matter has been added.

#### **Amendments to the Claims**

Certain claims have been amended to more fully protect and/or more fully describe the invention. For example, claim 63 was amended to state that the film encapsulation structure is disposed over the mechanical structure, to define, in part, a chamber.

None of these amendments were motivated by patentability considerations in view of the prior art, including the art presented or cited during the prosecution of this application. No new matter has been added.

#### **Reasons for Indication of Allowable Subject Matter**

Applicants note the Examiner's reasons for allowance. (See, Office Action, page 4). No inference or conclusion should be drawn that Applicants believe that the Examiner's reasons for allowance are the only reasons the claims are patentable. Indeed, the Examiner's statements appear to focus on only certain features contained in the independent claims and not disclosed in the prior art. However, no mention is made with respect to the dependent claims, which include other and/or additional inventive and

patentable aspects. Thus, Applicants interpret the Examiner's statement to be in no way exhaustive -- whether relative to the independent claim or the dependent claims.

Although Applicants agree with the Examiner's ultimate conclusion that the inventions (as claimed herein) are patentable over the prior art, there are many inventions described and illustrated in the above-referenced application. Indeed, other inventions described and illustrated in the application may or may not include one, some or all of the features the Examiner indicates are not disclosed in the prior art.

Finally, it is not entirely clear what is meant by the statement "If Applicants are aware of better art than that which has been cited, they are required to call such to attention of the examiner." (Office Action, page 4). This notwithstanding, Applicants have presented, by way of the three (3) Information Disclosure Statements, art that they believe to be material to the patentability of the claimed invention. (See, for example, 37 CFR 1.56, 1.97 and 1.98).

### **CONCLUSION**

Applicants respectfully request entry of the foregoing amendments and reconsideration of the instant application. Applicants submit that all of the pending claims present patentable subject matter. Accordingly, allowance is respectfully requested.

Should a telephone interview expedite the prosecution of this application in any way, the Examiner is invited to contact the undersigned at the telephone number listed below.

Date: February 23, 2005

Respectfully submitted,



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